



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/421,575
Applicant: Ichiro KASAI
For: OPTICAL APPARATUS AND VIEWING OPTICAL
SYSTEM THEREOF WHICH IS CAPABLE OF
DISPLAYING INFORMATION
Confirmation No.: 4346
Customer No.: 24367
Docket No.: 15162/00910
Filed: October 20, 1999
Group Art Unit: 2872
Examiner: Craig Curtis

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MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

June 23, 2004
Date of Deposit

Thomas N. Tarnay
Name of Applicant, Assignee, or Registered Representative

Signature

June 23, 2004
Date of Signature

**SUBMISSION OF REPLACEMENT COPY OF AMENDMENT
AND RESPONSE TO OFFICE ACTION**

On August 27, 2003, applicant's agent, Brian E. Harris, timely submitted an Amendment in response to the Examiner's Office Action dated June 4, 2003, which provided for a response period ending September 4, 2003.

Application No. 09/421,575
Submission Of Replacement Copy Of Amendment And
Response To Office Action dated August 26, 2003
Reply to Office Action of June 4, 2003

Applicant's attorneys have been informed that the Examiner is unable to locate a copy of that Amendment. Accordingly, submitted herewith is:

(1) a true and accurate copy of the Amendment in response to the Examiner's Office Action dated June 4, 2003, which was deposited with the United States Postal Service as first class mail in an envelope addressed to: MS Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, and

(2) a photocopy of the return postcard which bears the date stamp of the U.S. Patent and Trademark Office mail room, dated September 2, 2003, evidencing the receipt of the Amendment by the USPTO.

CONCLUSION

In view of the foregoing it is believed that applicants have established that a timely response was submitted to the Examiner's Office Action dated June 4, 2003.

Although no extension of time is believed to be required to enable the response to the Examiner's Office Action dated June 4, 2003 to be timely filed, if an extension of time is required to enable that document to be timely filed and there is no separate Petition for Extension of Time filed therewith, this document is to be construed as also constituting a Petition for Extension of Time Under 37 C.F.R. § 1.136(a) for a period of time sufficient to enable this document to be timely filed.

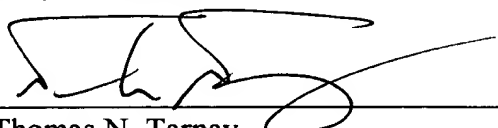
Any fee required for such Petition for Extension of Time, and any other fee required by this document, other than the issue fee, and not submitted herewith, should be

Application No. 09/421,575
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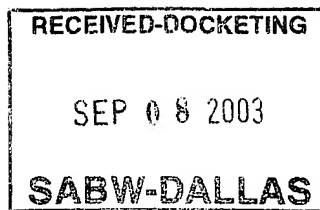
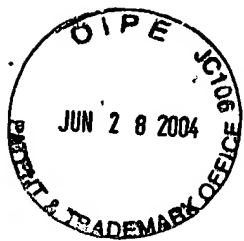
charged to Sidley Austin Brown & Wood LLP's Deposit Account No. 18-1260. Any refund
should be credited to the same account.

Respectfully submitted,

By: _____


Thomas N. Tarnay
Registration No. 41,341
Attorney for Applicants

TNT:bar
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June 23, 2004



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ATTORNEY: BEH

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**PAPER:
AMENDMENT (11 pp.)
(via 1st Class Mail)**

**Filed in the
United States
Patent Office on**

Inventor: Ichiro KASAI

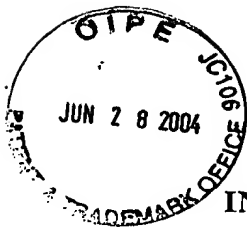
Serial No.: 09/421,575

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Due: 9/4/03 Mailed: 8/27/03



**Title: OPTICAL APPARATUS AND VIEWING OPTICAL SYSTEM
THEREOF WHICH IS CAPABLE OF DISPLAYING
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MS NON-FEE AMENDMENT

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Dear Sir:

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August 27, 2003

Date of Deposit

Brian E. Harris

Name of Applicant, Assignee, or Registered Representative

Signature

August 27, 2003

Date of Signature

AMENDMENT

This is in response to the Office Action dated June 4, 2003, which provides for a response period ending September 4, 2003.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 8 of this paper.

Please amend the above-identified application as follows: